

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2009-162-E - ORDER NO. 2009-497
JULY 17, 2009

IN RE: Melvin Bowens,)	ORDER DENYING IN
)	PART AND GRANTING
Complainant/Petitioner,)	IN PART SOUTH
)	CAROLINA ELECTRIC &
v.)	GAS COMPANY'S
)	MOTION TO DISMISS
South Carolina Electric & Gas Company,)	
)	
Defendant/Respondent.)	

This matter comes before the Public Service Commission of South Carolina ("Commission") on a Motion to Dismiss filed by South Carolina Electric & Gas Company ("SCE&G") in response to a complaint filed by Melvin Bowens. In his complaint, Mr. Bowen raises several issues that this Commission is without jurisdiction to address. As to the requests for relief by Mr. Bowen regarding the Fair Credit Reporting Act, monetary damages for alleged negligence on the part of SCE&G, and issues arising under state and federal anti-trust laws, the Commission lacks jurisdiction. Therefore, SCE&G's Motion to Dismiss is granted as to these specific issues. As to the issues raised by Mr. Bowen's complaint regarding clarification and enforcement of Commission Regulations 103.331 and 103.332, we deny SCE&G's Motion to Dismiss relative to these issues. These issues will be addressed and considered at hearing by the Commission, which is currently scheduled for September 21, 2009.

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This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)